IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

CHAMBER SUMMONS NO.28 OF 2005
IN
WRIT PETITION NO.3550 OF 1991

Mr.V.C. Narvekar and Anr. .....Petitioners.

Versus

State of Maharashtra & Anr. ..... Respondents.

AND

Suri Swarn and Ors. ..... Applicants.

Mr.H.S.S. Murthy for respondent in support of chamber summons.
Mr.V.M.Thorat with M.M.Vashi i/b Mr. M.P. Vashi for the petitioner.

CORAM: R.M.S.KHANDEPARKAR &
V.M.KANADE,JJ.
DATE : SEPTEMBER 27, 2005

P.C.

1. By present Chamber Summons the applicants seek permission to join them as party respondents to the petition. The affidavit in support of the Chamber summons refers to various instances which prima facie have disclosed interest in favour of applicants in relation to controversy in the petition as well as the subject matter in the petition. The same also refers to certain differences of opinion of all the applicants regarding various issues which are involved in the matter as against the contentions of the petitioners. Before adjudicating the matter in question and in order to

enable to arrive at appropriate and just decision in the matter, in the facts and circumstances disclosed in application, the presence of applicants before this court would be necessary. Viewed from this angle, therefore, it would be necessary to allow the chamber summons in terms of prayer clause (a) while permitting them to file the affidavit in reply if any and if so desired. Hence the chamber summons is allowed in terms of prayer clause (a). Respondents to carry out amendments to the petition within period of 14 days. Mr.Murthy learned advocate waives notice on behalf of applicants in Chamber Summons. The applicants in chamber summons shall be respondents in Writ Petition. Newly added respondents and any other respondents shall file their affidavit in reply, if they so desire, within a period of 4 weeks.

2. The chamber summons stands disposed of with no order as to cost.

(R.M.S.KHANDEPARKAR,J)

(V.M.KANADE,J)